

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

FEB 21 2008

JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

CHRISTINA BALKENBUSH, an  
individual

Plaintiff,

vs.

ORTHO BIOTECH PRODUCTS, L.P.,  
a limited partnership,

Defendant.

NO. **CV-08-072-LRS**

NOTICE OF REMOVAL

Pursuant to 28 U.S.C. § 1441(a), defendant Ortho Biotech Products, L.P. hereby removes this cause from the Superior Court, State of Washington, County of Spokane to the United States District Court for the Eastern District of Washington, and as grounds in support hereof state as follows:

1. The above referenced civil action was commenced by service of a summons and complaint upon the defendant on February 7, 2008 and was filed with the Superior Court, State of Washington, County of Spokane Court Clerk under Cause No. 08-2-00536-9 on February 6, 2008. A copy of all process and pleadings served upon defendant to date will be filed with this court in a timely manner once received from the Superior Court Clerk's Office. Therefore, this notice is timely filed pursuant to 28 U.S.C. § 1446(b).

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Cause No. \_\_\_\_\_

4. Pursuant to 28 U.S.C. § 1446(d), a true copy of this Notice of Removal will be filed with the Clerk of the Spokane County Superior Court. Within ten days of the filing of this Notice, defendants will file with this Court true and complete copies of all other records and proceedings in the state court action, if any.

BENNETT BIGELOW &amp; LEEDOM, P.S.

Michael Madden, WSBA #8747  
Attorneys for Defendant Ortho Biotech  
Products, L.P.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies under penalty of perjury under the laws of the State of Washington that I caused a true and correct copy of this Notice of Removal to be delivered via overnight delivery to counsel as follows:

**Michael H. Church  
Melody D. Farance  
Jill K. Conrad  
Stamper Rubens, P.S.  
720 W Boone, Suite 200  
Spokane, WA 99201**

DATED this 20<sup>th</sup> day of February, 2008.

  
Cate R. Brewer

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